

MONDAY, APRIL 23, 2001

THIRTIETH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Scroggs.

Representative Scroggs led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....97

Representatives present were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Arriola; personal reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 209: Rep(s). Windle as prime sponsor(s).

House Bill No. 198: Rep(s). Curtiss as prime sponsor(s).

House Bill No. 747: Rep(s). Kent and Cole (Carter) as prime sponsor(s).

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House Bill No. 983: Rep(s). Walker as prime sponsor(s).

House Bill No. 1156: Rep(s). Bittle, Montgomery and Buttry as prime sponsor(s).

House Bill No. 1331: Rep(s). Hargrove as prime sponsor(s).

House Bill No. 1576: Rep(s). Johnson, Montgomery, Todd, Sargent, Roach, Shepard, Ridgeway, Turner (Hamilton), Bittle, Godsey, Bone, West, McDonald, Garrett, Dunn, Pleasant, Hood, Chumney, Scroggs, Baird, Davis (Washington), Buttry and Wood as prime sponsor(s).

House Bill No. 1678: Rep(s). Boyer as prime sponsor(s).

House Bill No. 1704: Rep(s). Kent and Cole (Carter) as prime sponsor(s).

House Bill No. 1992: Rep(s). McDonald as prime sponsor(s).

**MESSAGE FROM THE SENATE
April 23, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 214; adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Joint Resolution No. 214 -- Memorials, Personal Achievement - Clyde Dean, Springfield-Robertson County Volunteer of the Year. by *Graves.

**MESSAGE FROM THE SENATE
April 23, 2001**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 290; substituted for Senate Bill(s) on the same subject(s), amended and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

**MESSAGE FROM THE SENATE
April 23, 2001**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1266; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

***Senate Bill No. 1266 --** Driver Licenses - Expands list and type of documents which driver license examiner is authorized to accept for identification, if applicant for driver license is not citizen of United States. Amends TCA Section 55-50-321. by *Kyle, *Henry, *Cohen, *Kurita, *Dixon. (HB983 by *Turner (Davidson), *Arriola, *Chumney, *Bowers, *Kernell, *Walker)

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1688; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

Senate Bill No. 1688 -- Motor Vehicles - Requires department of safety, instead of revenue, to collect registration taxes, highway user fuel tax, and penalties from overweight certified weighers; requires commissioner of revenue to collect unpaid taxes or fines and retain 2 percent of amount for overhead. - TCA Sections 47-26-813, 55-4-113, 67-3-2301, 67-3-2302, 67-3-2303 and 67-3-2310. by *Burchett, *Clabough, *Cohen. (*HB1410 by *Davis (Cocke), *Ford S)

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 48, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207 and 208; all adopted for concurrence.

RUSSELL A. HUMPHREY, Chief Clerk.

***Senate Joint Resolution No. 48** -- Memorials, Congress - Urges formulation of prescription drug benefit plan for Medicare. by *Jackson.

Senate Joint Resolution No. 184 -- Memorials, Academic Achievement - Andrew Michael Smith, Valedictorian, Portland High School. by *Graves.

Senate Joint Resolution No. 185 -- Memorials, Academic Achievement - Candace Michelle Coffee, Salutatorian, East Robertson High School. by *Graves.

Senate Joint Resolution No. 186 -- Memorials, Academic Achievement - Christopher Francis Burke, Valedictorian, Hendersonville High School. by *Graves.

Senate Joint Resolution No. 187 -- Memorials, Academic Achievement - Thomas Shields Callaghan, Valedictorian, Hendersonville High School. by *Graves, *Haun, *McNally.

Senate Joint Resolution No. 188 -- Memorials, Academic Achievement - John Quentin Mantooth, Salutatorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 189 -- Memorials, Academic Achievement - Daryl Wayne Yates, Valedictorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 190 -- Memorials, Academic Achievement - Brandon James Woodall, Salutatorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 191 -- Memorials, Academic Achievement - Stuart Maxie Douglas, Co-Valedictorian, Westmoreland High School. by *Graves.

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Senate Joint Resolution No. 192 -- Memorials, Academic Achievement - Brad Allen Leath, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 193 -- Memorials, Academic Achievement - Gary Lee Hammock, II, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 194 -- Memorials, Academic Achievement - Derrick Brian Gregory, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 195 -- Memorials, Academic Achievement - Emily Kathleen Sutherland, Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 196 -- Memorials, Academic Achievement - Lindsey Renee Arnold, Co-Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 197 -- Memorials, Academic Achievement - Colby Shannon Glidewell, Co-Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 198 -- Memorials, Academic Achievement - Stetson T. Dickerson, Salutatorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 199 -- Memorials, Academic Achievement - Jessica Rae Smith, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 200 -- Memorials, Academic Achievement - William Brian Traugher, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 201 -- Memorials, Academic Achievement - Melissa Diane Pinson, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 202 -- Memorials, Academic Achievement - Samuel Neal Deputy, Salutatorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 203 -- Memorials, Academic Achievement - Whitney R. Purcell, Valedictorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 204 -- Memorials, Academic Achievement - Berkley Margaret Voss, Salutatorian, White House High School. by *Graves.

Senate Joint Resolution No. 205 -- Memorials, Academic Achievement - Lauren Nicole Mangrum, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 206 -- Memorials, Academic Achievement - Kristin Leigh Nichols, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 207 -- Memorials, Academic Achievement - Ashley Michelle Williams, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 208 -- Memorials, Retirement - Jim Jarrell. by *Trail, *Henry, *Graves.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Rep. Langster was recognized in the Well to introduce the family of the late Trooper John Gregory Mann for remarks.

RULES SUSPENDED

Without objection, Rep. Langster moved that the rules be suspended to take up House Bill No. 1704 out of order:

***House Bill No. 1704** -- Highway Signs - "Trooper John Gregory Mann Memorial Highway," segment of I-40. by *Langster, *Shaw, *Fitzhugh, *Naifeh, *Pruitt, *Miller L, *DeBerry J, *Jones U (Shelby), *DeBerry L, *Ridgeway, *Bone, *Curtiss, *McDonald, *Odom, *West, *Newton, *Williams (Williamson), *Hood. (SB1902 by *Wilder)

House Bill No. 1704 was previously considered on April 12, 2001.

Rep. Langster moved that **House Bill No. 1704** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

RECOGNITION IN THE WELL

Rep. Phillips was recognized in the Well to introduce Ms. Judy Tillett Young for remarks.

RESOLUTION READ

The Clerk read House Resolution No. 38.

House Resolution No. 38 -- Memorials, Sports - Judy Tillett Young, Junior Rider of the Century. by *Phillips, *Sands.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for April 25, 2001:

House Resolution No. 59 -- Memorials, Interns - Eric Manis. by *Ford S.

House Resolution No. 60 -- Memorials, Recognition - Shirley "Mama" Stokes. by *Williams (Williamson).

House Joint Resolution No. 280 -- Memorials, Academic Achievement - Stephanie Davidson, Salutatorian, Union County High School. by *Goins.

House Joint Resolution No. 281 -- Memorials, Academic Achievement - Candice Maynard, Valedictorian, Union County High School. by *Goins.

House Joint Resolution No. 282 -- Memorials, Academic Achievement - Dustin Callahan, Valedictorian, Union County High School. by *Goins.

House Joint Resolution No. 283 -- Memorials, Sports - Marcus Horton, TSSAA Heavyweight Wrestling State Champion. by *Briley.

House Joint Resolution No. 284 -- Memorials, Professional Achievement - Turner Holdings, LLC, Quality Chekd Dairies' Halie F. Zimmerman Award. by *Naifeh.

House Joint Resolution No. 285 -- Memorials, Retirement - George Donald Earle. by *Fraleigh.

House Joint Resolution No. 287 -- Memorials, Sports - 2000-2001 Centennial High School hockey team, state champions. by *Williams (Williamson).

House Joint Resolution No. 288 -- Memorials, Academic Achievement - Elizabeth Clare Luttrell, Valedictorian, Blackman High School. by *Bittle, *Rowland, *Hood.

House Joint Resolution No. 289 -- Memorials, Academic Achievement - Jennifer Lee Esparza, Valedictorian, Blackman High School. by *Beavers, *Rowland, *Hood.

House Joint Resolution No. 290 -- Memorials, Academic Achievement - Matthew Srodka, Salutatorian, Blackman High School. by *Beavers, *Rowland, *Hood.

House Joint Resolution No. 291 -- Memorials, Academic Achievement - Amy Diane Shinkle, Valedictorian, Smyrna High School. by *Beavers, *Rowland, *Hood.

House Joint Resolution No. 292 -- Memorials, Recognition - Merle Kilgore. by *Ridgeway.

House Joint Resolution No. 293 -- Memorials, Personal Occasion - Sarah Elizabeth Cope, 100th birthday. by *Fraleigh.

House Joint Resolution No. 294 -- Memorials, Death - Joseph Wilmoth Rogers Lawson. by *Mumpower.

SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for April 25, 2001:

Senate Joint Resolution No. 184 -- Memorials, Academic Achievement - Andrew Michael Smith, Valedictorian, Portland High School. by *Graves.

Senate Joint Resolution No. 185 -- Memorials, Academic Achievement - Candace Michelle Coffee, Salutatorian, East Robertson High School. by *Graves.

Senate Joint Resolution No. 186 -- Memorials, Academic Achievement - Christopher Francis Burke, Valedictorian, Hendersonville High School. by *Graves.

Senate Joint Resolution No. 187 -- Memorials, Academic Achievement - Thomas Shields Callaghan, Valedictorian, Hendersonville High School. by *Graves, *Haun, *McNally.

Senate Joint Resolution No. 188 -- Memorials, Academic Achievement - John Quentin Mantooth, Salutatorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 189 -- Memorials, Academic Achievement - Daryl Wayne Yates, Valedictorian, Jo Byrns High School. by *Graves.

Senate Joint Resolution No. 190 -- Memorials, Academic Achievement - Brandon James Woodall, Salutatorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 191 -- Memorials, Academic Achievement - Stuart Maxie Douglas, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 192 -- Memorials, Academic Achievement - Brad Allen Leath, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 193 -- Memorials, Academic Achievement - Gary Lee Hammock, II, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 194 -- Memorials, Academic Achievement - Derrick Brian Gregory, Co-Valedictorian, Westmoreland High School. by *Graves.

Senate Joint Resolution No. 195 -- Memorials, Academic Achievement - Emily Kathleen Sutherland, Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 196 -- Memorials, Academic Achievement - Lindsey Renee Arnold, Co-Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 197 -- Memorials, Academic Achievement - Colby Shannon Glidewell, Co-Valedictorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 198 -- Memorials, Academic Achievement - Stetson T. Dickerson, Salutatorian, Greenbrier High School. by *Graves.

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Senate Joint Resolution No. 199 -- Memorials, Academic Achievement - Jessica Rae Smith, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 200 -- Memorials, Academic Achievement - William Brian Traugher, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 201 -- Memorials, Academic Achievement - Melissa Diane Pinson, Valedictorian, Greenbrier High School. by *Graves.

Senate Joint Resolution No. 202 -- Memorials, Academic Achievement - Samuel Neal Deputy, Salutatorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 203 -- Memorials, Academic Achievement - Whitney R. Purcell, Valedictorian, Gallatin High School. by *Graves.

Senate Joint Resolution No. 204 -- Memorials, Academic Achievement - Berkley Margaret Voss, Salutatorian, White House High School. by *Graves.

Senate Joint Resolution No. 205 -- Memorials, Academic Achievement - Lauren Nicole Mangrum, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 206 -- Memorials, Academic Achievement - Kristin Leigh Nichols, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 207 -- Memorials, Academic Achievement - Ashley Michelle Williams, Valedictorian, White House High School. by *Graves.

Senate Joint Resolution No. 208 -- Memorials, Retirement - Jim Jarrell. by *Trail, *Henry.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 58** -- General Assembly - Creates special joint committee to study need for mental health and chemical dependency utilization review. Amends TCA. by *Graves, *Kurita, *Dixon.

House Health and Human Resources Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1997 -- Maryville - Subject to local approval, authorizes establishment of adequate public facilities requirements for approval of new or expanded commercial or residential development; requires public hearings and adoption of ordinances for such purposes by two-thirds vote. Amends Chapter 27 of the Private Acts of 1967; as amended. by *Overbey, *McCord.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 97** -- Sunset Laws - Tennessee corrections institute, board of control, June 30, 2007. Amends TCA Title 4, Chapter 29 and Title 41, Chapter 7. by *Harper. (HB957 by *Kernell, *Brooks, *Cooper B)

***Senate Bill No. 152** -- Sunset Laws - Department of environment and conservation, June 30, 2005. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3. by *Harper. (HB932 by *Kernell, *Brooks, *Cooper B)

***Senate Bill No. 474** -- Insurance Companies, Agents, Brokers, Policies - Requires insurer that fails to return unearned premiums to finance company within 30 days of cancellation of financed insurance contract be liable for finance charges or interest assessed against policyholder. Amends TCA Section 56-37-111. by *Kyle. (HB1490 by *McMillan)

***Senate Bill No. 1192** -- Banks and Financial Institutions - Allows financial institutions to furnish information or records to extent provided under federal law so long as consumer disclosure requirements and opt-out provisions are fulfilled. Amends TCA Title 45, Chapter 10. by *Clabough, *Dixon. (HB1628 by *Lewis, *Rhinehart, *McDaniel, *Hood, *Hagood, *Fitzhugh, *Sands)

***Senate Bill No. 1403** -- Employees, Employers - Requires, when minor takes drug test as part of job application process, notification to parents or guardians of minors' drug test results. Amends TCA Title 50, Chapter 9. by *Haynes, *Burks. (HB1084 by *West)

***Senate Bill No. 1622** -- Insurance, Health, Accident - Authorizes certain non-profit business coalitions for health to pool liabilities to qualify as self-insurers. Amends TCA Section 56-26-204. by *Clabough, *Fowler, *Dixon. (HB1513 by *McKee, *Patton, *Hagood)

***Senate Bill No. 1769** -- Driver Licenses - Imposes \$2.00 supplemental fee on applications for certain driver licenses earmarked for construction or operation of additional driver testing stations; creates driver testing station reserve within general fund; requires department of safety to study efficiency of driver testing stations. Amends TCA Title 55, Chapter 50. by *Kyle. (HB1675 by *Scroggs)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1996 -- Alcoa -- Local Bill Held on House Desk

House Bill No. 1998 -- Lauderdale County -- Local Bill Held on House Desk

CAPTION BILLS REFERRED

April 23, 2001

Pursuant to **Rule No. 47**, the following Caption Bill(s), 69 and 349 held on the Clerk's desk were referred to the following Committee(s):

***House Bill No. 69** -- Mental Illness – House Judiciary Committee

***House Bill No. 349** -- Clerks, Court – House Judiciary Committee

CONSENT CALENDAR

***House Bill No. 1362** -- Commerce and Insurance, Dept. of - Authorizes commissioner or designee to suspend, revoke, or refuse to renew license of health club; allows commissioner or designee to assess civil penalty up to \$1000 for violations by health club; grants to commissioner authority to promulgate rules and regulations upon health clubs. Amends TCA Title 47, Chapter 18, Part 3. by *Walker, *Ford S. (SB1639 by *Burchett, *Clabough)

On motion, House Bill No. 1362 was made to conform with **Senate Bill No. 1639**; the Senate Bill was substituted for the House Bill.

***House Bill No. 1828** -- Private Protective Services - Removes requirement that armed private security guards/officers must obtain written directive from chief law enforcement officer in county in which they operate. Amends TCA Title 62, Chapter 35, Part 1. by *West. (SB1878 by *Rochelle)

House Bill No. 1331 -- Professions and Occupations - Revises composition of board of psychology and adds senior psychological examiner and certified psychological assistant as levels of psychological practice. Amends TCA Title 63. by *Armstrong, *McDonald, *Lewis, *DeBerry J, *Jones, S., *Hargett, *Davis (Washington), *Patton, *Briely, *Arriola, *Ferguson, *Overbey, *Shepard, *Odom, *Bittle. (*SB1321 by *Graves, *Henry, *Fowler)

On motion, House Bill No. 1331 was made to conform with **Senate Bill No. 1321**; the Senate Bill was substituted for the House Bill.

***House Bill No. 1482** -- Audiologists and Speech Pathologists - Deletes requirement that audiologists must demonstrate competency in fitting and selling hearing aids by practical examination prior to licensure. Amends TCA Title 63, Chapter 17. by *Arriola. (SB1723 by *Henry)

House Bill No. 1291 -- Industrial Development - Unless otherwise authorized by local ordinance or resolution, specifies industrial development board of directors serve without compensation and are reimbursed for actual expenses incurred in performance of duties. Amends TCA Section 7-53-301. by *Phillips. (*SB1581 by *Cooper J)

On motion, House Bill No. 1291 was made to conform with **Senate Bill No. 1581**; the Senate Bill was substituted for the House Bill.

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***House Bill No. 1410** -- Motor Vehicles - Requires department of safety, instead of revenue, to collect registration taxes, highway user fuel tax, and penalties from overweight certified weighers; requires commissioner of revenue to collect unpaid taxes or fines and retain 2 percent of amount for overhead. - TCA Sections 47-26-813, 55-4-113, 67-3-2301, 67-3-2302, 67-3-2303 and 67-3-2310. by *Davis (Cocke), *Ford S. (SB1688 by *Burchett, *Clabough)

House Bill No. 1134 -- Domestic Violence - Requires any person serving legal papers or process on family violence shelter or person in shelter to first contact shelter and make arrangements for service. Amends TCA Section 71-6-208. by *McMillan. (*SB1081 by *Burks)

House Bill No. 1771 -- Campaigns and Campaign Finance - Regulates contributions on behalf of gubernatorial inauguration events; places limits on contributions and requires disclosure of significant contributions and expenditures. Amends TCA Title 2, Chapter 10. by *McMillan. (*SB1210 by *Cooper J)

House Bill No. 1775 -- Tennessee Bureau of Investigation - Confers upon TBI jurisdiction to investigate all cases of fraud against Social Security Administration Title II and Title XVI disability programs without request from district attorney general. Amends TCA Section 38-6-102. by *McMillan. (*SB1744 by *Jackson)

House Bill No. 1990 -- Madison County - Subject to local approval, includes highway funds within uniform chart of accounts and budgeting of county funds. Amends Chapter 163 of the Private Acts of 1986, as amended. by *Kisber, *Shaw. (SB1948 by *Carter)

House Bill No. 1992 -- Gallatin - Subject to local approval, authorizes city to raise salary of mayor and aldermen of City of Gallatin. Amends Chapter 67 of the Private Acts of 1953. by *Black. (SB1953 by *Graves)

House Bill No. 1994 -- Dyersburg - Subject to local approval, increases hotel occupancy tax from 4.5 percent to 5 percent. Amends Chapter 370 of the Private Acts of 1982; as amended. by *Cole (Dyer). (SB1952 by *Herron)

House Resolution No. 57 -- Memorials, Retirement - Master Sergeant Charles Raymond Hicks. by *Ferguson.

House Resolution No. 58 -- Memorials, Recognition - Boy Scout Troop 101 of Kingston, 60th Anniversary. by *Ferguson.

House Joint Resolution No. 203 -- Naming and Designating - Rockabilly Music Month, June 2001. by *Kisber, *McDaniel.

House Joint Resolution No. 264 -- Memorials, Recognition - Knox County Sheriff's Race for Victim's Rights. by *Buttry.

House Joint Resolution No. 265 -- Memorials, Sports - Joe Bridges, Ripley High School Baseball Coach, 500th Victory. by *Fitzugh.

House Joint Resolution No. 266 -- Memorials, Retirement - Rick Sullivan. by *Fitzugh.

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House Joint Resolution No. 267 -- Memorials, Personal Achievement - Rachel Smalley, by *Bunch.

House Joint Resolution No. 268 -- Memorials, Professional Achievement - Gloria Scott-Richmond, Nominee for 2002 Tennessee Teacher of the Year, by *Bunch.

House Joint Resolution No. 270 -- Memorials, Recognition - Elmer Mize, Blount County Citizen of the Year, by *Overbey, *McCord.

House Joint Resolution No. 271 -- Memorials, Recognition - Ruby Tuesday, Blount County Corporate Citizen of the Year, by *Overbey, *McCord.

House Joint Resolution No. 272 -- Memorials, Academic Achievement - Michelle Boyd, Valedictorian, Smyrna High School, by *Beavers, *Hood, *Rowland.

House Joint Resolution No. 273 -- Memorials, Academic Achievement - Heather Lee Jones, Salutatorian, Smyrna High School, by *Beavers, *Hood, *Rowland.

House Joint Resolution No. 274 -- Memorials, Academic Achievement - Amy Parker, Valedictorian, Smyrna High School, by *Beavers, *Hood, *Rowland.

House Joint Resolution No. 275 -- Memorials, Academic Achievement - Kathryn Michelle Garland, Valedictorian, Smyrna High School, by *Beavers, *Hood, *Rowland.

House Joint Resolution No. 276 -- Memorials, Academic Achievement - Amy Michaelson, Valedictorian, Smyrna High School, by *Beavers, *Hood, *Rowland.

House Joint Resolution No. 277 -- Memorials, Academic Achievement - Kyle Lewis Hancock, Valedictorian, Smyrna High School, by *Beavers, *Hood, *Rowland.

House Joint Resolution No. 278 -- Memorials, Academic Achievement - Tara Ann Barrier, Valedictorian, Smyrna High School, by *Beavers, *Hood, *Rowland.

House Joint Resolution No. 279 -- Memorials, Retirement - Lydia Lewis, by *Mumpower.

Senate Joint Resolution No. 151 -- Naming and Designating - "Police Memorial Day," May 15, 2001; "Police Memorial Week," May 13-19, 2001, by *Burks, *Henry, *Kurita, *Harper, *Kyle, *Williams, *McNally, *Cohen, *Herron.

Senate Joint Resolution No. 212 -- Memorials, Recognition - Mr. R.L. Wheeler, by *Davis L.

Senate Joint Resolution No. 165 -- Memorials, Recognition - Page Yarborough, Girl Scout Gold Award, by *Clabough.

Senate Joint Resolution No. 166 -- Memorials, Personal Achievement - Emily Edler, Girl Scout Gold Award, by *Clabough.

Senate Joint Resolution No. 167 -- Memorials, Personal Achievement - Erin Henegar, Girl Scout Gold Award, by *Clabough.

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Senate Joint Resolution No. 168 -- Memorials, Personal Achievement - Wendy LeQuire, Girl Scout Gold Award. by *Clabough.

Senate Joint Resolution No. 169 -- Memorials, Personal Achievement - Meredith Jagger, Girl Scout Gold Award. by *Clabough.

Senate Joint Resolution No. 170 -- Memorials, Personal Achievement - Megan McGarry, Girl Scout Gold Award. by *Clabough.

Senate Joint Resolution No. 171 -- Memorials, Academic Achievement - Rachel Mathews, Salutatorian, Springfield High School. by *Graves.

Senate Joint Resolution No. 172 -- Memorials, Academic Achievement - Maetinee Chitprasert, Salutatorian, Portland High School. by *Graves.

Senate Joint Resolution No. 173 -- Memorials, Academic Achievement - Derrick Christopher, Salutatorian, Hendersonville High School. by *Graves.

Senate Joint Resolution No. 174 -- Memorials, Academic Achievement - Krista Michelle Hobdy, Valedictorian, East Robertson High School. by *Graves.

Senate Joint Resolution No. 175 -- Memorials, Personal Achievement - Sara Watson, Girl Scout Gold Award. by *Clabough.

Senate Joint Resolution No. 178 -- Memorials, Death - Trooper John Robert Davis, Tennessee Highway Patrol. by *Jackson.

Senate Joint Resolution No. 179 -- Memorials, Recognition - Dan and Margaret Maddox. by *Jackson, *Henry, *Cohen.

Senate Joint Resolution No. 180 -- Memorials, Recognition - H.R. Lovell. by *Jackson.

Senate Joint Resolution No. 181 -- Memorials, Death - Mark Deloach, Kellye Whitmore, and Jason Hogan. by *Jackson.

Senate Joint Resolution No. 182 -- Memorials, Recognition - James H. Quillen College of Medicine. by *Crowe.

Senate Joint Resolution No. 183 -- Memorials, Recognition - University of Tennessee Academy of Students of Pharmacy, Operation Immunization National Winner. by *Dixon, *Person, *Norris, *McNally.

Rep. Kent moved that all members voting aye on Senate Joint Resolution No. 151 be added as sponsors, which motion prevailed.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Bill No. 1828: by Rep. Brooks

House Bill No. 1410: by Rep. Bowers

House Bill No. 1771: by Rep. Bowers

House Bill No. 1775: by Rep. McMillan

Under the rules, House Bill(s) No(s). 1828, 1410, 1771 and 1775 was/were placed at the foot of the calendar for April 25, 2001.

Pursuant to **Rule No. 50**, Rep. Miller moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 578** -- Highway Signs - Dale Hollow Lake, Exit 286, 287, 288, 290 on I-40 in Cookeville. by *Winningham. (SB1069 by *Burks, *Haynes, *Norris, *Davis L)

Further consideration of House Bill No. 578 previously considered on March 26, 2001, at which time it was reset for today's Calendar.

Rep. Winningham moved that House Bill No. 578 be reset for the Regular Calendar on May 7, 2001, which motion prevailed.

MONDAY, APRIL 23, 2001 – THIRTIETH LEGISLATIVE DAY

***House Bill No. 747** -- Highway Signs - "Lynn McCarthy Ross Memorial Highway," segment of I-40 in Madison County. by *Langster, *Kisber, *Jones U (Shelby), *Pruitt, *Head, *Rinks, *DeBerry J, *DeBerry L, *Armstrong, *Jones, S.. (SB1095 by *Carter)

Further consideration of House Bill No. 747 previously considered on April 12, 2001, at which time it was reset for today's Calendar.

On motion, House Bill No. 747 was made to conform with **Senate Bill No. 1095**; the Senate Bill was substituted for the House Bill.

Rep. Langster moved that **Senate Bill No. 1095** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes98
Noes0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh – 98.

A motion to reconsider was tabled.

***House Bill No. 1704** -- Highway Signs - "Trooper John Gregory Mann Memorial Highway," segment of I-40. by *Langster, *Shaw, *Fitzhugh, *Naifeh, *Pruitt, *Miller L, *DeBerry J, *Jones U (Shelby), *DeBerry L, *Ridgeway, *Bone, *Curtiss, *McDonald, *Odom, *West, *Newton, *Williams (Williamson), *Hood. (SB1902 by *Wilder)

On previous motion, House Bill No. 1704 was passed by the House.

***Senate Bill No. 1460** -- Public Utilities - Renames "universal service support mechanism" to "universal service program"; creates universal service program support mechanism fund as special reserve account in general fund. Amends TCA Section 65-5-207. by *Rochelle. (HB1270 by *Kisber)

Further consideration of Senate Bill No. 1460 previously considered on April 16, 2001, at which time the Senate Bill was substituted for the House Bill and was reset for today's Calendar.

Rep. Kisber moved that **Senate Bill No. 1460** be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes88
Noes3
Present and not voting4

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, Dunn, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kisber, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh – 88.

Representatives voting no were: Bowers, Kernell, Towns -- 3.

Representatives present and not voting were: Brooks, Cooper, DeBerry L, Ferguson -- 4.

A motion to reconsider was tabled.

House Bill No. 913 -- Inheritance Laws - Rewrites and clarifies provisions relative to presumption of death due to seven years' absence. Amends TCA Title 30, Chapter 3. by *Briley. (*SB995 by *Henry)

On motion, House Bill No. 913 was made to conform with **Senate Bill No. 995**; the Senate Bill was substituted for the House Bill.

Rep. Briley moved that Senate Bill No. 995 be passed on third and final consideration.

On motion, Rep. Buck withdrew Judiciary Committee Amendment No. 1.

On motion, Rep. Kisber withdrew Finance, Ways and Means Committee Amendment No. 1 as House Amendment No. 2.

Rep. Briley moved that **Senate Bill No. 995** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes97
Noes1

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Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

Representatives voting no were: Brown -- 1.

A motion to reconsider was tabled.

House Bill No. 1562 -- Unclaimed Property - Allows Titans to dispose of lost or unclaimed personal property at Adelphi Coliseum after 180 days and give property or proceeds therefrom to 501(c)(3) charitable entity. Amends TCA Title 66, Chapter 29, Part 1. by *Briley. (*SB1725 by *Haynes)

Rep. Briley moved that House Bill No. 1562 be passed on third and final consideration.

Rep. Kisber moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1562 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 66-29-115, is amended by adding the following new subsection:

(e) Any tangible personal property found on the premises of a holder who has not contracted for storage of such property shall not be subject to this chapter. Instead, if such property is found on the premises of an establishment, the operator of the establishment or its agent shall retain the property for one hundred eighty (180) days after the discovery of the property. At the expiration of the one hundred eighty (180) day retention period, the operator, or the operator's agent, may donate the property to an entity qualifying as a charitable entity under Section 501(c)(3) of the Internal Revenue Code or may sell the property and donate the proceeds to an entity qualifying as a charitable entity under Section 501(c)(3) of the Internal Revenue Code. The owner of such property shall have no right of recovery or right of action against the operator of the establishment, or its agent, after the expiration of the one hundred eighty (180) day period.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Finance, Ways and Means Committee Amendment No. 1 was adopted.

Rep. Briley moved that **House Bill No. 1562**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0
Present and not voting	1

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

Representatives present and not voting were: Brown -- 1.

A motion to reconsider was tabled.

House Bill No. 291 -- Environmental Preservation - Authorizes local governments designated as MS4s by environmental protection agency to develop stormwater management systems. Amends TCA Title 68, Chapter 221. by *Sharp, *Overbey, *Fitzhugh, *McCord, *Bone, *Curtiss, *Davis (Cocke). (*SB179 by *Fowler, *Norris)

On motion, House Bill No. 291 was made to conform with **Senate Bill No. 179**; the Senate Bill was substituted for the House Bill.

Rep. Sharp moved that **Senate Bill No. 179** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 983 -- Driver Licenses - Expands list and type of documents which driver license examiner is authorized to accept for identification, if applicant for driver license is not citizen of United States. Amends TCA Section 55-50-321. by *Turner (Davidson), *Arriola, *Chumney, *Bowers, *Kernell. (*SB1266 by *Kyle, *Henry)

Rep. Turner (Davidson) requested that House Bill No. 983 be moved to the heel of the Calendar.

***House Bill No. 1397** -- Labor and Workforce Development, Dept. of - Authorizes commissioner to designate representative to decide whether to prosecute employer that fails to pay employees on time or that misrepresents wages to new hire. Amends TCA Sections 50-2-103(h) and 50-2-104. by *Clem, *McDaniel. (SB1674 by *Clabough, *Atchley)

On motion, House Bill No. 1397 was made to conform with **Senate Bill No. 1674**; the Senate Bill was substituted for the House Bill.

Rep. Clem moved that **Senate Bill No. 1674** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

MONDAY, APRIL 23, 2001 – THIRTIETH LEGISLATIVE DAY

House Bill No. 1874 -- Election Laws - Requires county election commission to provide central voting location as option for registered voters of county who have changed residence to new address within county of registration but outside such voter's former voting precinct and who originally went to incorrect polling place. Amends TCA Section 2-7-140. by *Cole (Dyer). (*SB1860 by *Burchett)

Further consideration of House Bill No. 1874 previously considered on April 5, 2001 and April 19, 2001, at which time it was reset for today's Calendar.

BILL RE-REFERRED

Rep. Cole (Dyer) moved that House Bill No. 1874 be re-referred to the House Committee on Calendar and Rules, which motion prevailed.

REGULAR CALENDAR, CONTINUED

House Bill No. 1576 -- Insurance, Motor Vehicles - Requires automobile insurance as condition to vehicle registration. - TCA Title 55 and Title 56, by *Rinks, *Naifeh, *Fitzhugh, *Pinion, *Patton, *Phelan, *Walker, *McKee, *Fraleigh, *Ford S, *Lewis, *Ferguson, *Kent, *Cole (Carter), *Boyer, *McDaniel, *Davis (Cooke), *Whitson, *DeBerry L. (*SB334 by *Clabough, *McNally, *Cooper J, *Clabough, *Dixon, *Carter, *Crutchfield, *Elsea, *Graves, *Rochelle, *Williams, *Cohen)

Rep. Rinks moved that House Bill No. 1576 be passed on third and final consideration.

Rep. Ridgeway moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1576 By deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 55, Section 12, Part 1, is amended by adding the following language as a new, appropriately designated section:

Section 55-12-139.

(a) Every vehicle driven on the highways of this state must be in compliance with the financial responsibility law.

(b) At the time the driver of a motor vehicle is charged with any moving violation under title 55, chapters 8 and 10, parts 1-5, chapter 50 and any other local ordinance regulating traffic, the officer shall request evidence of financial responsibility as required by this section. For the purposes of this section, "financial responsibility" means:

(1) Documentation, such as the declaration page of an insurance policy, an insurance binder, or an insurance card from an insurance company authorized to do business in Tennessee, stating that a policy of insurance meeting the requirements of the Tennessee Financial Responsibility Law of 1977 has been issued;

(2) A certificate, valid for one (1) year, issued by the commissioner of safety, stating that a cash deposit or bond in the amount required by the Tennessee Financial Responsibility Law of 1977 has been paid or filed with the commissioner, or has qualified as a self-insurer under § 55-12-111; or

(3) The motor vehicle being operated at the time of the violation was owned by a carrier subject to the jurisdiction of the department of safety or the interstate commerce commission, or was owned by the United States, this state or any political subdivision thereof, and that such motor vehicle was being operated with the owner's consent.

(c) It is an offense to fail to provide evidence of financial responsibility pursuant to this section. Any violation is a Class C misdemeanor punishable only by a fine of not more than one hundred dollars (\$100.00).

(d) The fines imposed by this section shall be in addition to any other fines imposed by title 55 for any other violation under such title.

(e) On or before the court date, the person so charged may submit evidence of compliance with this section at the time of the violation. If the court is satisfied that compliance was in effect at the time of the violation, the charge of failure to provide evidence of financial responsibility may be dismissed.

SECTION 2. Tennessee Code Annotated, Section 55-10-303(a), is amended by deleting the language "and parts 1-5 of this chapter," and by substituting instead the language ", parts 1-5 of this chapter and § 55-12-139".

SECTION 3. Tennessee Code Annotated, Section 55-10-304, is amended by deleting the language "and parts 1-5 of this chapter" and by substituting instead the language ", parts 1-5 of this chapter and § 55-12-139".

SECTION 4. Tennessee Code Annotated, Section 55-10-305, is amended by deleting the language, "and parts 1-5 of this chapter" wherever it appears and by substituting instead the language ", parts 1-5 of this chapter and § 55-12-139".

SECTION 5. Tennessee Code Annotated, Section 55-10-306(b)(1), is amended by deleting the language "and parts 1-5 of this chapter" and by substituting instead the language ", parts 1-5 of this chapter and § 55-12-139".

SECTION 6. Tennessee Code Annotated, Section 55-10-307(a), is amended by deleting the language ", and 55-50-312, and may by ordinance" and by substituting instead the language ", 55-10-312, and 55-12-139, and may by ordinance".

SECTION 7. Tennessee Code Annotated, Section 55-10-310, is amended by deleting the language "and parts 1-5 of this chapter" and by substituting instead the language ", parts 1-5 of this chapter and § 55-12-139".

SECTION 8. Tennessee Code Annotated, Section 55-12-115, is amended by deleting the section in its entirety and by substituting instead the following:

Section 55-12-115.

(a) Upon receipt by the commissioner of a record of conviction of failing to show evidence of financial responsibility pursuant to § 55-12-139, the commissioner shall suspend the driver license of such person convicted of such offense.

(b) Such person may obtain reinstatement of their driver license by meeting the following requirements:

(1) Submitting evidence of financial responsibility as required by this section; and,

(2) Paying the fee provided for in § 55-12-129.

After which time, the person will be entitled to the return of such operating privileges upon successfully passing a driver license examination.

SECTION 9. This act shall take effect January 1, 2002, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Rinks moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Rinks moved adoption of Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1576 by deleting from the amendatory Section 55-12-139(b) the language "chapter 50 and any other local ordinance regulating traffic, the officer shall request evidence of financial responsibility as required by this section." and by substituting instead the following language:

chapter 50; any other local ordinance regulating traffic; or at the time of an accident for which notice is required under Section 55-10-106, the officer shall request evidence of financial responsibility as required by this section. In case of an accident for which notice is required under Section 55-10-106, the officer shall request such evidence from all drivers involved in the accident, without regard to apparent or actual fault.

AND FURTHER AMEND by deleting the effective date section and by substituting instead the following new sections:

SECTION 9. Tennessee Code Annotated, Title 55, Chapter 12, Part 1, is amended by adding the following language as an appropriately designated new section:

Section 55-12-140.

(a) The record of conviction of an offense under Section 55-12-139(c), or a dismissal on grounds that evidence of financial responsibility did not exist at the time of the citation but was obtained prior to disposition by the court, shall be promptly transmitted to the department of safety. For any such conviction or dismissal occurring after July 1, 2003, the commissioner of safety shall not issue a renewal of registration for any vehicle for which evidence of financial responsibility is required under Section 55-12-139 until the person who was convicted of violating Section 55-12-139(c) furnishes proof of financial responsibility as defined in Section 55-12-139(b).

(b) This section shall not apply to any person who was in compliance with the Tennessee Financial Responsibility Law of 1977 at the time of the citation under Section 55-12-139(c) but was unable to produce evidence of compliance at the time of the citation. The court shall dismiss any such citation without costs to the defendant.

SECTION 10. Sections 1-8 of this act shall take effect January 1, 2002, the public welfare requiring it. Section 9 of this act shall take effect on July 1, 2003, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

Rep. Newton moved the previous question, which motion prevailed by the following vote:

Ayes	70
Noes	21
Present and not voting	1

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Representatives voting aye were: Armstrong, Beavers, Bittle, Black, Bone, Boyer, Briley, Buck, Bunch, Buttry, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davis (Washington), Davis (Cocke), Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Hagood, Hargrove, Harwell, Head, Hood, Johnson, Kent, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Ridgeway, Roach, Sargent, Scroggs, Sharp, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Winningham, Wood -- 70.

Representatives voting no were: Baird, Bowers, Brooks, Brown, Cooper, DeBerry L, Dunn, Goins, Hargett, Jones S, Jones U, Kernell, Kisber, Langster, Odom, Rhinehart, Rowland, Shaw, Towns, Turner (Shelby), Windle -- 21.

Representatives present and not voting were: Chumney -- 1.

Rep. Rinks moved that **House Bill No. 1576**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	7
Present and not voting	1

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Ridgeway, Rinks, Roach, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Winningham, Wood, Mr. Speaker Naifeh -- 89.

Representatives voting no were: Brooks, Cooper, Jones U, Rhinehart, Rowland, Towns, Windle -- 7.

Representatives present and not voting were: Bowers -- 1.

A motion to reconsider was tabled.

MONDAY, APRIL 23, 2001 – THIRTIETH LEGISLATIVE DAY

House Bill No. 810 -- Landlord and Tenant - Allows landlord, under Uniform Residential Landlord Tenant Act, to use security deposit and advance rent to reimburse for monetary losses for breach of rental agreement as well as for damages; deletes requirement landlord wait 30 days before using such monies. Amends TCA Section 66-28-104 and Section 66-28-301. by *Arriola. (*SB1098 by *Haynes)

House Bill No. 811 -- Landlord and Tenant - Allows landlord, under Uniform Residential Landlord Tenant Act, to charge late fee five days after date rent was due, counting due date, provided late fee can't be charged until next business day if first day late fee may be charged falls on weekend or legal holiday. Amends TCA Section 66-28-201(d). by *Arriola. (*SB1101 by *Haynes)

On motion, House Bill(s) No(s). 810 and 811 were reset for the Regular Calendar on April 25, 2001, which motion prevailed.

House Bill No. 1678 -- Gambling - Redefines criminal offense of gambling to clarify that any form of casino gambling is prohibited; clarifies that lotteries do not include electronic or electromechanical forms of casino gambling. Amends TCA Title 39, Chapter 17, Part 5. by *Maddox, *McDaniel, *Fitzhugh. (*SB1717 by *McNally, *Herron)

Rep. Maddox moved that House Bill No. 1678 be reset for the Regular Calendar on May 2, 2001, which motion prevailed.

***House Bill No. 467** -- Schools, Home - Requires parents whose children are being educated through satellite church-related home schools to advise local LEA when their children are withdrawn from such program. Amends TCA Section 49-6-3050. by *Maddox, *Fitzhugh. (SB1135 by *Herron)

Rep. Maddox moved that House Bill No. 467 be reset for the Regular Calendar on April 25, 2001, which motion prevailed.

House Bill No. 1679 -- Basic Education Program (BEP) - Allows any state BEP funds to be used for salary adjustments or improvements. Amends TCA Section 49-3-306 and Section 49-3-351. by *Maddox, *Winningham. (*SB346 by *Cooper J)

BILL RE-REFERRED

Rep. Maddox moved that House Bill No. 1679 be re-referred to the House Finance, Ways and Means Committee, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1374** -- Parks, Natural Areas Preservation - Adds segment of Duck River and segment of Caney Fork River to state scenic rivers system; directs commissioner of environment and conservation to establish outreach and education program; requires consent from private landowners before establishing river boundaries. - Part 1 of Chapter 13 of Title 11. by *Sands, *McDaniel. (SB1651 by *Elsea, *Clabough, *Norris, *Blackburn)

Rep. Sands moved that House Bill No. 1374 be reset for the Regular Calendar on April 30, 2001, which motion prevailed.

House Bill No. 1125 -- Consumer Protection - Provides that credit transaction in compliance with state disclosure requirements is also deemed to be transaction authorized by laws of this state and United States for purposes of exempting it from consumer protection act. Amends TCA Section 47-14-125. by *Curtiss, *Cole (Carter). (*SB1509 by *Rochelle, *Person)

On motion, House Bill No. 1125 was made to conform with **Senate Bill No. 1509**; the Senate Bill was substituted for the House Bill.

Rep. Curtiss moved that Senate Bill No. 1509 be passed on third and final consideration.

On motion, Rep. Rhinehart withdrew Commerce Committee Amendment No. 1.

Rep. Curtiss moved that **Senate Bill No. 1509** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes96
Noes0

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

MONDAY, APRIL 23, 2001 – THIRTIETH LEGISLATIVE DAY

House Bill No. 853 -- Workers' Compensation - Adds language to workers' compensation law that takes medical care, treatment, therapy, or services out of definition of home health services. Amends TCA Title 50, Chapter 6 and Section 68-11-201. by *Cole (Dyer). (*SB337 by *Cooper J)

On motion, House Bill No. 853 was made to conform with **Senate Bill No. 337**; the Senate Bill was substituted for the House Bill.

Rep. Cole (Dyer) moved that Senate Bill No. 337 be passed on third and final consideration.

On motion, Rep. Turner (Shelby) withdrew Consumer and Employee Affairs Committee Amendment No. 1.

Rep. Cole (Dyer) moved that **Senate Bill No. 337** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

Representatives present and not voting were: Walker -- 1.

A motion to reconsider was tabled.

House Bill No. 1173 -- Historical Sites and Preservation - Transfers jurisdiction and control of Chucalissa Indian Village and Museum from University of Memphis to department of environment and conservation. by *Cooper B, *Turner (Shelby), *Shaw, *Bowers, *Armstrong, *Jones U (Shelby), *Miller L, *Langster, *DeBerry L. (*SB1543 by *Dixon)

Rep. Cooper moved that House Bill No. 1173 be reset for the Regular Calendar on April 25, 2001, which motion prevailed.

MONDAY, APRIL 23, 2001 – THIRTIETH LEGISLATIVE DAY

House Bill No. 1156 -- Managed Care Organizations - Revises requirements necessary for HMO to obtain certificate of authority and information which must be included in evidence of coverage. Amends TCA Title 56, Chapter 32. by *Hagood, *McDaniel, *Cole (Dyer), *Lewis. (*SB712 by *Cooper J, *Clabough, *Atchley)

On motion, House Bill No. 1156 was made to conform with **Senate Bill No. 712**; the Senate Bill was substituted for the House Bill.

Rep. Hagood moved that Senate Bill No. 712 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 712 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 56-32-202, is amended by adding the following new definition to be appropriately designated:

() "Coinsurance" means an enrollee's share of covered medical expenses when an enrollee and the health maintenance organization share in a specific ratio of the covered medical expenses. Provided, however, coinsurance shall not expand the ability of a health maintenance organization to offer out-of-network benefits except as otherwise provided in this part.

SECTION 2. Tennessee Code Annotated, Section 56-32-204(a)(2), is amended by deleting the present language in its entirety and by substituting instead the following:

(2) The health maintenance organization will effectively provide or arrange for the provision of basic health care service on a prepaid basis through insurance or otherwise, except to the extent of reasonable enrollee cost sharing requirements such as copayments, deductibles or coinsurance. Provided however, for basic health care services through participating in-network providers, the enrollee's cost share shall not exceed twenty percent (20%).

SECTION 3. Tennessee Code Annotated, Section 56-32-207(a)(3)(B)(ii), is amended by deleting the present language in its entirety and by substituting instead the following:

Any limitation on the services, kind of services, benefits, or kind of benefits, to be provided, including any deductible, copayment or coinsurance feature;

SECTION 4. This act shall take effect on July 1, 2001, the public welfare requiring it.

On motion, Commerce Committee Amendment No. 1 was adopted.

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Rep. Hagood moved that **Senate Bill No. 712**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	3
Present and not voting	2

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Curtiss, Davidson, Davis (Washington), Davis (Cocke), Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 91.

Representatives voting no were: Bowers, DeBerry L, Shaw -- 3.

Representatives present and not voting were: Brooks, Cooper -- 2.

A motion to reconsider was tabled.

House Bill No. 983 -- Driver Licenses - Expands list and type of documents which driver license examiner is authorized to accept for identification, if applicant for driver license is not citizen of United States. Amends TCA Section 55-50-321. by *Turner (Davidson), *Arriola, *Chumney, *Bowers, *Kernell. (*SB1266 by *Kyle, *Henry)

Further consideration of House Bill No. 983 previously considered on today's Calendar.

On motion, House Bill No. 983 was made to conform with **Senate Bill No. 1266**; the Senate Bill was substituted for the House Bill.

Rep. Turner (Davidson) moved that Senate Bill No. 1266 be passed on third and final consideration.

On motion, Rep. Ridgeway withdrew Transportation Committee Amendment No. 1.

Rep. L. DeBerry moved the previous question, which motion prevailed.

Rep. Turner (Davidson) moved that **Senate Bill No. 1266** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes	21
Present and not voting	6

MONDAY, APRIL 23, 2001 – THIRTIETH LEGISLATIVE DAY

Representatives voting aye were: Armstrong, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Buttry, Caldwell, Chumney, Clem, Cooper, Curtiss, Davidson, DeBerry J, DeBerry L, Dunn, Fitzhugh, Fowlkes, Fraley, Garrett, Hagood, Hargrove, Harwell, Head, Hood, Johnson, Jones S, Jones U, Kernell, Kisber, Langster, Maddox, McDaniel, McDonald, McMillan, Miller, Montgomery, Odom, Phelan, Phillips, Pinion, Pleasant, Pruitt, Ridgeway, Rinks, Roach, Sands, Scroggs, Shaw, Shepard, Stanley, Tidwell, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, White, Williams, Winningham, Wood, Mr. Speaker Naifeh -- 69.

Representatives voting no were: Baird, Beavers, Cole (Carter), Cole (Dyer), Ferguson, Ford, Givens, Godsey, Goins, Kent, Lewis, McCord, McKee, Mumpower, Newton, Overbey, Patton, Rowland, Sargent, Westmoreland, Whitson -- 21.

Representatives present and not voting were: Bunch, Davis (Washington), Hargett, Rhinehart, Sharp, Windle -- 6.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILL RE-REFERRED

Rep. McMillan moved that **House Bill No. 1775** be re-referred to the House Finance, Ways and Means Committee, which motion prevailed.

RULES SUSPENDED

Rep. Davidson moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 214 out of order, which motion prevailed.

Senate Joint Resolution No. 214 -- Memorials, Personal Achievement - Clyde Dean, Springfield-Robertson County Volunteer of the Year. by *Graves.

On motion of Rep. Davidson, the resolution was concurred in.

A motion to reconsider was tabled.

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to **Rule No. 59**, notice was given that the following measure(s) from the Senate would be considered on April 25, 2001:

House Bill No. 290: by Rep. Sharp

House Bill No. 789: by Rep. Briley

Senate Bill No. 137: by Rep. Lewis

House Bill No. 464: by Rep. Lewis

House Bill No. 175: by Rep. Westmoreland

House Bill No. 732: by Rep. Buck

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 210: Rep(s). Patton as prime sponsor(s).

House Bill No. 740: Rep(s). Williams, Briley, Windle, Brooks, Kisber, Bowers, Tidwell, Ridgeway, West, Shepard, Shaw, Head, Armstrong, Miller, Ferguson, Pruitt, Odom, Caldwell, Langster, Turner (Hamilton), Black, Beavers, Arriola, J. DeBerry, Patton, McMillan, Rinks, Bone, Harwell, McDonald, Newton, Turner (Davidson), Hagood, Maddox, Turner (Shelby), Davidson, Curtiss and Rhinehart as prime sponsor(s).

House Bill No. 1490: Rep(s). Walker as prime sponsor(s).

House Bill No. 1846: Rep(s). Bunch as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Hood was/were removed as sponsor(s) of **House Bill No. 1913**.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 182; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 540; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1285; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

ENGROSSED BILLS

April 23, 2001

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 264.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 488; substituted for Senate Bill(s) on the same subject(s), amended and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 264; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

ENGROSSED BILLS

April 23, 2001

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1134, 1482, 1562, 1576, 1990, 1992, 1994, also, House Joint Resolution(s) No(s). 203, 265, 266, 267, 268, 270, 271, 272, 273, 274, 275, 276, 277, 278 and 279.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 776, 1154 and 1386; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 230, 231, 232, 233, 234, 235 and 236; all concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

MESSAGE FROM THE SENATE

April 23, 2001

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 374, 407, 459, 776, 1089, 1355, 1397, 1615 and 1643; all passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk.

***Senate Bill No. 374** -- Insurance Companies, Agents, Brokers, Policies - Permits dental service plan corporations to keep required records by electronic means. Amends TCA Title 56, Chapter 30, Part 1. by *Cooper J. (HB1190 by *Ferguson)

***Senate Bill No. 407** -- Private Protective Services - Revises defense to carrying weapon for purpose of going armed to provide that registered private security officer or guard carrying club/baton has defense if such person has in possession certification card stating that such person has had training by certified trainer/instructor in use of club/baton. Amends TCA Section 39-17-1308. by *Jackson. (HB1097 by *West)

***Senate Bill No. 459** -- Industrial Development - Requires industrial development corporations to attach cost and benefit analysis to payment in lieu of taxes agreement and limits such waiver of such payments to 20-years duration. Amends TCA Title 5; Title 6 and Section 7-53-305. by *Rochelle. (HB876 by *Kisber)

Senate Bill No. 776 -- Motor Vehicles - Specifies that certain statutory provisions may not be cited to restrict municipality's authority and ability to regulate parking and towing of motor vehicles located within boundaries of municipality. Amends TCA Section 55-5-122. by *Henry. (*HB501 by *Odom)

Senate Bill No. 1089 -- Firearms and Ammunition - Expands Class E felony prohibiting felon convicted of crime involving force, violence, weapon, or drugs from mere possession of handgun to include all firearms. Amends TCA Title 39, Chapter 17, Part 13. by *Burks. (*HB731 by *Buck)

***Senate Bill No. 1355** -- Firearms and Ammunition - Requires department of safety to conduct study of concealed carry permit law; such study to be completed by February, 2002. Amends TCA Title 39, Chapter 17, Part 13. by *Jackson. (HB1080 by *West)

***Senate Bill No. 1397** -- Workers' Compensation - Adds coverage for previous permanent mental disorder or condition resulting in permanent disability, in addition to present coverage for permanent physical disability, through second injury fund if worker becomes permanently and totally disabled through subsequent injury. Amends TCA Section 50-6-208. by *Haynes, *Dixon, *Trail. (HB1645 by *Turner (Shelby), *Turner (Davidson), *Jones, S., *Langster, *West, *Newton, *Briley)

MONDAY, APRIL 23, 2001 – THIRTIETH LEGISLATIVE DAY

***Senate Bill No. 1615** -- Pensions and Retirement Benefits - Allows supplemental retirement benefits for commissioned special revenue agents and commissioned bomb and arson investigators. Amends TCA Section 8-36-205. by *Cooper J, *McNally. (HB1510 by *Curtiss, *Windle, *Godsey)

Senate Bill No. 1643 -- Commerce and Insurance, Dept. of - Increases business fees paid to department by insurance companies, insurance agents, HMOs, and automobile club or associations. Amends Tennessee Code Title 55, Chapter 18, Part 1, and Title 56, Chapters 2, 4, 6, 14, 32, and 35. by *Atchley, *Clabough, *Henry. (*HB1366 by *Sargent)

ROLL CALL

The roll call was taken with the following results:

Present.....96

Representatives present were: Armstrong, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Clem, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Washington), Davis (Cocke), DeBerry J, DeBerry L, Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Head, Hood, Jones S, Jones U, Kent, Kernell, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Overbey, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Rowland, Sands, Sargent, Scroggs, Sharp, Shaw, Shepard, Stanley, Tidwell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Turner (Davidson), Vincent, Walker, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

RECESS MOTION

On motion of Rep. Davidson, the House stood in recess until 2:00 p.m., Wednesday, April 25, 2001.